

MINUTES OF THE ANNUAL MEETING

OF THE WATER USERS OF THE LOWER JORDAN RIVER

The annual meeting of the Water Users of the Lower Jordan River Distribution System and representatives of the Division of Water Rights was held Wednesday, January 6, 1998, in a conference room of the Natural Resources Building, 1594 West North Temple, Salt Lake City, Utah. Present at the meeting were John S. Larsen, Jim Riley, Lee Sim, Karen Peisley and Gertrudys Adkins, Utah Division of Water Rights; Lynn Jensen, Lower Jordan Water Commissioner; E. Fred Lewis, Northpoint Fur & Reclamation; O. Wood Moyle III, New State Incorporated; Lorin N. Sperry and Justin Dolling, Wildlife Resources; Joe Nemelka, Lake Front Duck Club; Elaine Holman, 8 Water Users; David O. Hinckley, Water Users; and, Elliott F. Christensen, North Point Irrigation.

Fred Lewis served as the chairman of the meeting; O. Wood Moyle III served as secretary.

The Minutes of the Annual Meeting held January 9, 1997, were read and unanimously approved.

The 1997 Financial Statement was then presented and discussed. Thereafter, it was moved that the statement be accepted. The motion was passed unanimously. A copy of the statement is attached to the minutes.

Fred Lewis circulated a Summary of Legal Proceedings for 1997 and presented a report with respect to it. On motion duly

made and seconded, the report was accepted and it was agreed that the fund be held for its original purposes until further action.

The report of Commissioner Lynn Jensen was given in writing and orally reviewed. The Commissioner raised the problem caused by releasing water from Utah Lake without his being advised of that fact.

Thereafter it was moved and seconded that the Commissioner's report be received and that a copy of the report be attached to the minutes. The motion passed unanimously.

After full discussion and upon motion duly made, seconded, and unanimously carried, it was recommended by the water users to the Division of Water Rights of the Department of Natural Resources that Lynn Jensen be appointed Commissioner for the system for the coming year.

After discussion of the 1998 budget the following budget and assessment was moved, seconded and passed:

LOWER JORDAN RIVER DISTRIBUTION SYSTEM

1998 BUDGET EXPENDITURES

<u>Description of Budget Item</u>	<u>Amount Approved</u>
Salary	9,000.00
Social Security	690.00
Retirement	1400.00
Travel Expense	5000.00
Contractual Services	-0-
Bonding Expenses	100.00
Health and Life Insurance Premiums	198.00
Office and Supplies Expense	-0-
Secretarial Expense	100.00
Telephone Expense	600.00
Committee Expense	100.00
Miscellaneous Expense	<u>3,000.00</u>
TOTAL 1998 BUDGET	<u>20,188.00</u>

The increase in Miscellaneous Expense budgeted was to permit financial participation up to \$2,000 in upgrading the diversion facility at the Goggin Drain.

The 1998 assessments are to be in the amount of \$18,000.00, the assessments to be computed on the same basis as in the past, i.e., first computation of the Brighton North Point's share, the balance to be assessed one-half to the river users and one-half to the surplus canal users, in the proportion of rights claimed, with a minimum of five dollars, actual computations to be made by the Division of Water Rights.

In connection with the distribution of water for the coming year the following motion was moved by Mr. Moyle, duly seconded by Mr. Nemelka and passed unanimously.

RESOLVED: That in the event of low water this year, "low water" being defined as below 325 second feet at the point of diversion between the Jordan River and the surplus canal, that the water is to be divided one-half to the river and its users and one-half to the surplus canal and its users for the water year 1998 only and without prejudice to any of the legal rights of the parties involved.

BE IT FURTHER RESOLVED: That the Committee of the Lower Jordan Water Users Association be and it is hereby authorized and directed to take such steps as are necessary or appropriate to effect the foregoing resolution.

BE IT FURTHER RESOLVED: That the foregoing two resolutions shall be and remain in full force and effect for later water years until further legal resolution by the lower Jordan Water Users Association.

It was the consensus of the body that a reference to the

foregoing resolutions should be included in the minutes of the annual meeting of the Association each year.

Lee Sim announced that 1) hereafter the Commissioner's appointment will be effective the date of the system's annual meeting; 2) the Engineer's accounts may be switched to the State Treasurer's Office causing some operational changes; 3) next year's meeting will be held about one week later in the year; and 4) next year's meeting may be the last noticed to all right holders.

It was the consensus of the group that notices should continue to be sent and if the Engineer cannot do so, he should advise the Committee who will provide the necessary resources to assure such notices be sent.

David Hinckley and Elliott F. Christensen announced they are considering the experimental introduction of a new type of carp (the Chinese White Amur or grass carp) to control growth in the water.

Upon motion duly made, seconded and unanimously carried, the following persons were named to act as members of the Lower Jordan Water Users Association Committee for the coming year and until their successors are appointed:

Richard C. Skeen
50 South Main #1600
Salt Lake City, UT 84144

Secretary - O. Wood Moyle III
City Centre I, Suite 900
175 East 400 South
Salt Lake City, UT 84111

Clarence E. Wonnacott
1503 Greenfield Avenue
Salt Lake City, UT 84121

Carley Burton
Utah Power & Light Company
1407 West North Temple
Salt Lake City, UT 84116

David Hinckley
3500 North 2200 West
Salt Lake City, UT 84116

Chairman - Fred Lewis
3011 South Orchard Drive
Bountiful, UT 84010

Joseph N. Nemelka, Jr.
202 East 4500 South
Murray, UT 84107

Elliott Christensen
40 East South Temple, #300
Salt Lake City, UT 84111

David Quinney
423 E Broadway
Salt Lake City, UT 84111

Justin Dolling
Division of Wildlife Resources
59 East 2000 South
Bountiful, UT 84010

Upon motion made, seconded and passed unanimously Mr. Lewis was elected Chairman and Mr. Moyle, Secretary, of the Committee.

There being no further business the meeting was adjourned.

Secretary of the Meeting